[PROPOSED] ORDER DISMISSING ACTION WITHOUT PREJUDICE

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Having reviewed the stipulation dated January 4, 2013 submitted by American Radio LLC and Qualcomm Incorporated, and good cause being shown; IT IS HEREBY ORDERED that: (A) The above-captioned case is dismissed without prejudice; and (B) This order of dismissal shall have no impact on American Radio's claims against Qualcomm Incorporated in case No. CV 12-5908-MRP (Ex). Mariana R. Pfallyen DATED: February 13, 2013 The Honorable Mariana R. Pfaelzer United States District Judge